

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

UNITED STATES OF AMERICA)	Criminal Action No. 7:13CR17
)	
v.)	<u>ORDER</u>
)	
JEREMIAH BATCHELOR, III,)	By: Michael F. Urbanski
Defendant.)	United States District Judge

In accordance with the accompanying Memorandum Opinion, it is hereby **ORDERED** and **ADJUDGED** that the government's motion to dismiss (Dkt. No. 52) is **GRANTED**; Batchelor's motion pursuant to 28 U.S.C. § 2255 (Dkt. No. 41) is **DISMISSED**; and this action shall be **STRICKEN** from the active docket of this court.

Further, finding that Batchelor has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c), a certificate of appealability is **DENIED**.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

Entered: July 30, 2015

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge